

AMENDED

Serial No. **60604**

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office **OCT 26 1994**Returned to applicant for correction **DEC 28 1994**Corrected application filed **FEB 3 1995**The applicant **Steven K. Appel and Paula L. Appel****P.O. Box 2436**

Street and No. or P.O. Box No.

of

Pahrump

City or Town

Nevada 89041

State and Zip Code No.

hereby make application for permission to change the

Point of Diversion, Manner of Use and Place of Use of a portion

Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under

Permit # 23943, Certificate # 7040

Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

- The source of water is **underground source**
Name of stream, lake, underground spring or other source.
- The amount of water to be changed **0.03 C.F.S. not to exceed 10 acre feet annually**
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
- The water to be used for **Irrigation and Domestic**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water heretofore permitted for **Irrigation**
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
- The water is to be diverted at the following point **within the NW4 NW4 Sec. 18, T 21 S, R 54 E M.D.B. & M. or at a point from which the NW corner of said Sec. 18 bears N 71° 53'48" W a distance of 792.44**
Describe as being within a 40-acre subdivision of public survey and by course, and distance to a section corner. If on unsurveyed land, it should be stated.
the NE4 NW4 Sec. 21, T 19 S,
- The existing permitted point of diversion is located within **R 53 E M.D.B. & M. or at a point from which the NE corner of said Sec. 21 bears N 88° 31'00" E a distance of 2709.00**
If point of diversion is not changed, do not answer.
within the NW4 NW4 Sec. 18, T 21 S, R 54 E M.D.M. 3.7 acres
- Proposed place of use **to be irrigated**
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
SW4 NE4 145.9 acres total in Section 21, Township 19
- Existing place of use **South, Range 53 East M.D.B. & M. Removing 10 acre feet from SW4 NE4 Sec. 21 to be transferred**
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or manner of use of irrigation permit, describe acreage to be removed from irrigation.
- Use will be from **January 1** to **December 31** of each year.
Month and Day Month and Day
- Use was permitted from **January 1** to **December 31** of each year.
Month and Day Month and Day
- Description of proposed works (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) **Existing 8" well with pressure tank, thru plastic pipes and sprinklers**
State manner in which water is to be diverted, i.e. diversion structure, ditches, pipes and flumes, or drilled well, etc.
- Estimated cost of works **\$25000.00**
- Estimated time required to construct works **2 years, existing 8" well with pressure tank**

4 years

14. Estimated time required to complete the application of water to beneficial use.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

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By s/Richard L. Hafen, Agent
Richard L. Hafen, Agent
2383 Gateway Road
Las Vegas, Nevada 89115
Compared jr/gkl cl/cms
Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 23943 Certificate 7040 is issued subject to the terms and conditions imposed in said Permit 23943 Certificate 7040 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

If this permit is cancelled, withdrawn, or any portion of this permitted water is not put to beneficial use, the unused water will revert back to the groundwater source and not back to the base water right.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.030 cubic feet per second, but not to exceed 10.0 acre-feet annually, and not to exceed a yearly duty of 5.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before December 3, 1997
Proof of completion of work shall be filed before January 3, 1998
Application of water to beneficial use shall be made on or before December 3, 2000
Proof of the application of water to beneficial use shall be filed on or before January 3, 2001
Map in support of proof of beneficial use shall be filed on or before N/A

Completion of work filed JAN 15 1998
Proof of beneficial use filed DEC 10 2001
Cultural map filed.....
Certificate No. 16063 Issued APR 16 2002

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
State Engineer of Nevada, have hereunto set my hand and the seal of my
office, this 3rd day of December,
A.D. 1996
R. Michael Turnipseed P.E.
State Engineer